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REPLY TO: DES MOINES

October 12, 2004

VIA FACSIMILE

Mr. David S. Nalven Hagens Berman, LLP One Main Street Cambridge, MA 02142

Re:

AWP Litigation MDL 1456

Dear David:

I am writing in response to your fax dated October 11, 2004 requesting correspondence I might have had with Erik Haas. As an attorney for a non-party to your litigation, my preference would always be to not be producing non-discoverable information to either side, and I can't figure out what relevance any procedural correspondence or conversations I might have had with Erik Haas would have (any more than I can see the relevance of any procedural conversations or correspondence I might have had with you). We produced Ms. Roland to answer questions under oath, which she did, and I can't see how the distinctions raised in your letter would have any materiality to that. Possibly you could give me a call to enlighten me as to why any of this might make any difference to anything.

Very truly yours,

Hayward L. Draper

HLD/ds

cc: Erik Haas (via facsimile)

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